
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: H-3698.2/08 2nd draft

ATTY/TYPIST: AI:cro

BRIEF DESCRIPTION: Requiring the electronic monitoring of all registered sex offenders who are classified as risk level III, have registered as homeless or transient, or have a prior conviction for failure to register as a sex offender.

1 AN ACT Relating to requiring the electronic monitoring of all
2 registered sex offenders who are classified as risk level III, have
3 registered as homeless or transient, or have a prior conviction for
4 failure to register as a sex offender; adding a new section to chapter
5 72.09 RCW; and adding a new section to chapter 43.43 RCW.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 72.09 RCW
8 to read as follows:

9 (1) The department shall electronically monitor every offender
10 serving a term of community custody on or after the effective date of
11 this act who is required to register as a sex offender under RCW
12 9A.44.130 and:

13 (a) Has been classified as risk level III;
14 (b) Has registered as lacking a fixed residence; or
15 (c) Has a prior conviction for failure to register as a sex
16 offender under RCW 9A.44.130.

17 (2) All electronic monitoring under this section shall be carried
18 out using an active global positioning system.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.43 RCW
2 to read as follows:

3 (1) Except as provided in subsection (2) of this section, the
4 Washington state patrol shall electronically monitor every offender who
5 is required to register as a sex offender under RCW 9A.44.130 and:

- 6 (a) Has been classified as risk level III;
7 (b) Has registered as lacking a fixed residence; or
8 (c) Has a prior conviction for failure to register as a sex
9 offender under RCW 9A.44.130.

10 (2) This section does not apply to an offender being electronically
11 monitored by the department of corrections under section 1 of this act.

12 (3) All electronic monitoring under this section shall be carried
13 out using an active global positioning system.

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